



Attorney Docket: BC9-99-047
1455P

CERTIFICATE OF MAIL

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to the Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on November 8, 2004.

Saundra D. Hunter
Saundra D. Hunter

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Date: November 8, 2004

Jose BRUNHEROTO, et al.

Confirmation No. 9149

Serial No: 09/602,278

Group Art Unit: 2611

Filed: June 23, 2000

Examiner: Saltarelli, Dominic

For: METHOD AND SYSTEM FOR AUTOMATED MONITORING FOR QUALITY
SERVICE OF DIGITAL VIDEO MATERIAL DISTRIBUTION AND PLAY-OUT

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL

Sir:

In response to the Final Office Action dated June 7, 2004 and Advisory Action issued October 6, 2004, the Examiner has rejected claims 2-24. In response, Applicant hereby appeals to the Board the decision of the Primary Examiner. An Appellant's Brief will be filed in triplicate within the time period set forth in 37 CFR 1.192(a). Enclosed is check no. 08114 in the amount of \$430.00 for the two month extension fee.

The Commissioner is hereby authorized to charge the \$340.00 Notice of Appeal fee and any additional fees or credit any overpayment to Deposit Account No. 09-0460 (IBM Corporation).

Respectfully submitted,
SAWYER LAW GROUP LLP

November 8, 2004
Date

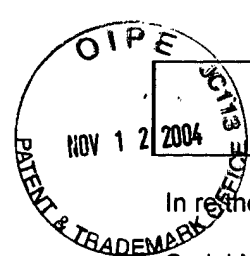
Joseph A. Sawyer, Jr.
Joseph A. Sawyer, Jr.
Attorney for Applicant(s)
Reg. No. 30,801

11/12/2004 EABUBAK1 00000112 09602278

01 FC:1253 430.00 OP

11/12/2004 EABUBAK1 00000113 090460 09602278

01 FC:1401 340.00 DA



TRANSMITTAL FORM

Attorney Docket No.

BC9-99-0471455PIn re the application **BRUNHEROTO et al.**Confirmation No: **9149**Serial No: **09/602,278**Group Art Unit: **2611**Filed: **June 23, 2000**Examiner: **Saltarelli, Dominic D.**For: **Method and System for Automated Monitoring of Quality of Service of Digital Video Material Distribution and Play-Out**

ENCLOSURES (check all that apply)

| | | | | | |
|-------------------------------------|-------------------------------------|--|--|-------------------------------------|---|
| <input type="checkbox"/> | Amendment/Reply | <input type="checkbox"/> | Assignment and Recordation Cover Sheet | <input type="checkbox"/> | After Allowance Communication to Group |
| <input type="checkbox"/> | After Final | <input type="checkbox"/> | Part B-Issue Fee Transmittal | <input checked="" type="checkbox"/> | Notice of Appeal |
| <input type="checkbox"/> | Information disclosure statement | <input type="checkbox"/> | Letter to Draftsman | <input type="checkbox"/> | Appeal Brief (in triplicate) |
| <input type="checkbox"/> | Form 1449 | <input type="checkbox"/> | Drawings | <input type="checkbox"/> | Status Letter |
| <input type="checkbox"/> | (X) Copies of References | <input type="checkbox"/> | Petition | <input checked="" type="checkbox"/> | Postcard |
| <input checked="" type="checkbox"/> | Extension of Time Request * | <input type="checkbox"/> | Fee Address Indication Form | <input type="checkbox"/> | Other Enclosure(s) (please identify below): |
| <input type="checkbox"/> | Express Abandonment | <input type="checkbox"/> | Terminal Disclaimer | | |
| <input type="checkbox"/> | Certified Copy of Priority Doc | <input type="checkbox"/> | Power of Attorney and Revocation of Prior Powers | | |
| <input type="checkbox"/> | Response to Incomplete Appln | <input type="checkbox"/> | Change of Correspondence Address | | |
| <input type="checkbox"/> | Response to Missing Parts | *Extension of Term: Pursuant to 37 CFR 1.136, Applicant petitions the Commissioner to extend the time for response for two month(s), from September 8, 2004 to November 8, 2004. | | | |
| <input type="checkbox"/> | Executed Declaration by Inventor(s) | | | | |

CLAIMS

| FOR | Claims Remaining After Amendment | Highest # of Claims Previously Paid For | Extra Claims | RATE | FEE |
|--------------------|----------------------------------|---|--------------|---------|---------|
| Total Claims | 27 | 29 | 0 | \$18.00 | \$ 0.00 |
| Independent Claims | 3 | 3 | 0 | \$88.00 | \$ 0.00 |
| Total Fees | | | | | \$ 0.00 |

METHOD OF PAYMENT

| | |
|-------------------------------------|--|
| <input checked="" type="checkbox"/> | Check no. <u>08114</u> in the amount of \$ <u>430.00</u> is enclosed for payment of two month extension fee. |
| <input checked="" type="checkbox"/> | Charge \$ <u>340.00</u> to Deposit Account No. <u>09-0460</u> (IBM Corporation) for payment of the Notice of Appeal fee. |
| <input checked="" type="checkbox"/> | Charge any additional fees or credit any overpayment to Deposit Account No. <u>09-0460</u> (IBM Corporation) |

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

| | |
|---------------|--|
| Attorney Name | Joseph A. Sawyer, Jr., Reg. No. 30,801 |
| Signature | |
| Date | November 8, 2004 |

CERTIFICATE OF MAILING

| | |
|--|-------------------|
| I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on 11/8/04. | |
| Type or printed name | Saundra D. Hunter |
| Signature | |